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August 5, 2005

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AUG - 9 2005

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Federal Communications Commission
Office of Secretary

Re: WC Docket Nos. 04-36 and 05-196: Subscriber Notification Report

Dear Sir/Madam:

We represent Adelphia Voice Services. We are writing in regard to the new rules, set forth in the First Report and Order and Notice of Proposed Rulemaking (FCC 05-116) released on June 3, 2005 in the above-referenced dockets, requiring certain VoIP providers to obtain affirmative acknowledgment by July 29, 2005 from their subscribers of any E911 limitations of their service. Adelphia Voice Service, a wholly owned subsidiary of Adelphia Communications Corporation, is a VoIP provider that has not yet offered VoIP service to the public or for a fee.

Adelphia Voice Services, to date, has initiated only a limited technical trial in Colorado serving employees of Adelphia. Adelphia Voice Services does not charge these employees for the service and the employees are required to retain their existing phone service with E911 capability. Furthermore, the employees signed terms and conditions for the trial that informed them of the limitations on E911 access from their VoIP devices. Those employees also have been mailed the E911 disclosure labels required by the Commission in the First Report and Order.

It appears that there is no requirement that Adelphia Voice Services comply with the new rules referenced above in the context of this limited, employee-only technical trial. Nonetheless, Adelphia has notified its employees participating in the trial that they must affirmatively acknowledge their awareness of the E911 limitations or they will be disconnected by August 30, 2005. Adelphia Voice Services of course will comply with the new rules with regard to any customers it serves after the commercial launch of its VoIP service.

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Adelphia strongly supports this Commission's efforts to ensure that VoIP customers are fully aware of how to gain access to E911 and 911. Adelphia looks forward to continuing to work toward that goal.

Very truly yours,

Davis Wright Tremaine LLP



Daniel Waggoner

DW/ms

Enclosure

cc: Jo Gentry